

MINUTES
STATE BOARD OF EDUCATION
August 27, 2001

The Arizona State Board of Education held a regular meeting at the Education Building, Room 417, 1535 W. Jefferson, Phoenix, Arizona. The meeting began at approximately 10:15 a.m.

MEMBERS PRESENT

Todd Bankofier, President
Frank Alvarez, Vice President
Jaime A. Molera, Executive Officer
Nadine Mathis Basha
Catherine Kasper
Dr. Wade McLean
Evangelina Conkie Hoover
Mike File
Dr. Peter Likins

MEMBERS ABSENT

CALL TO ORDER

ROLL CALL

BUSINESS REPORTS

President Bankofier reported.

PRESIDENT'S REPORT

Superintendent Molera reported.

SUPERINTENDENT'S REPORT

Ms. Hoover reported.

BOARD MEMBER'S REPORT

No report

EXECUTIVE DIRECTOR'S REPORT

PUBLIC COMMENTS

President Bankofier asked if there was anyone who wished to address the Board at this time and there was no response.

CONSENT ITEMS

Ms. Velasquez introduced the item.
After discussion, Dr. McLean made the motion that the Board approve the Consent Items as presented with

MOTION

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the exception of Mingus Mountain, New Visions and Precision Academy removed from the agenda which were at the request of staff. Ms. Basha seconded the motion. Motion carried 7-0 (Absent: Bankofier and File). Consent items were as follows:

Consideration to Approve Contract Abstracts

CONTRACT ABSTRACT

Consideration to Approve Intergovernmental Agreements

INTERGOVERNMENTAL AGREEMENTS

Consideration to Budget and Accumulate in the Unrestricted Capital Section for Sacaton School District

SACATON SCHOOL DISTRICT

Consideration to Determine Non-Compliance with the USFRCS for Grand Canyon College Prep Charter School

NONCOMPLIANCE WITH THE USFR
GRAND CANYON COLLEGE PREP
CHARTER SCHOOL

Consideration to Accept Monies Under the Emergency Immigrant Education Program

EMERGENCY IMMIGRANT
EDUCATION

Consideration to Approve Funding of the State Administration of Child Nutrition Programs and the Summer Food Service Program

CHILD NUTRITION PROGRAMS
AND SUMMER FOOD SERVICE
PROGRAM

Consideration to Approve Request from Chloride Elementary School to Teach High School Subject

CHLORIDE ELEMENTARY SCHOOL
TO TEACH HIGH SCHOOL SUBJECT

GENERAL SESSION

Ms. Barclay introduced the item. After discussion, Superintendent Molera made the motion to accept the surrender of the charter held by Greyhills Academy Charter School and to vacate the hearing. Dr. McLean seconded the motion. Motion carried 9-0.

**SURRENDER OF GREYHILLS
ACADEMY
MOTION**

Ms. Barclay introduced the item. Mr. Gaddie addressed the Board. After discussion, Dr. McLean made the motion that the Board approve the amendments to the charter contract for Burke Basic Schools. Ms. Hoover seconded the motion. Motion carried 7-0 (Absent: Bankofier, File).

**BURKE BASIC SCHOOLS

MOTION**

Ms. Barclay introduced the item. Mr. Duffy addressed the Board. After discussion, Dr. McLean made the motion that the Board approve the amendments to the charter contract for Career Success High School. Ms. Basha seconded the motion. Motion carried 8-0 (Absent: Bankofier).

**CAREER SUCCESS HIGH SCHOOL

MOTION**

Ms. Barclay introduced the item. After discussion, Mr. File made the motion that the Board approve the amendment requesting decrease in grade levels served and to table the amendment requesting a change in methods used to measure pupil progress until September 24, 2001 meeting. Ms. Basha seconded the motion. Motion carried 8-0 (Absent: Bankofier).

**C.I. WILSON ACADEMY
MOTION

TABLE**

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Ms. Barclay introduced the item. Ms. Kee addressed the Board. After discussion, Ms. Hoover made the motion that the Board approve the amendments to the charter contract for Crossroads Middle School. Mr. File seconded the motion. Motion carried 8-0 (Absent: Bankofier).

CROSSROADS MIDDLE SCHOOL

MOTION

Ms. Barclay introduced the item. Mr. Glenn addressed the Board. After discussion, Dr. Likins made the motion that the Board approve the amendments to the charter contract for Davis Education Center. Mr. File seconded the motion. Motion carried 8-0 (Absent: Bankofier).

DAVIS EDUCATION CENTER

MOTION

Ms. Barclay introduced the item. Mr. Clark addressed the Board. After discussion, Mr. File made the motion that the Board approve the amendments to the charter contract for Flagstaff Arts and Leadership. Ms. Hoover seconded the motion. Motion carried 8-0 (Absent: Bankofier).

FLAGSTAFF ARTS AND
LEADERSHIP ACADEMY
MOTION

Ms. Barclay introduced the item. Mr. Pastor addressed the Board. After discussion, Ms. Basha made the motion that the Board approve the amendments to the charter contract for Liberty High School. Mr. File seconded the motion. Motion carried 9-0.

LIBERTY HIGH SCHOOL

MOTION

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Ms. Barclay introduced the item. Mr. Garcia addressed the Board. After discussion, Mr. File made the motion that the Board approve the amendments to the charter contract for Mexicayotl Charter School. Ms. Basha seconded the motion. Motion carried 9-0.

MEXICAYOTL CHARTER SCHOOL

MOTION

Ms. Barclay introduced the item. Mr. Martinez addressed the Board. After discussion, Ms. Hoover made the motion that the Board approve the amendments to the charter contract for Precision Academy Systems. Superintendent Molera seconded the motion. Motion carried 9-0.

PRECISION ACADEMY SYSTEMS

MOTION

Ms. Barclay introduced the item. Mr. Rensch addressed the Board. After discussion, Superintendent Molera made the motion that the Board approve the amendments to the charter contract for Shelby School. Mr. File seconded the motion. Motion carried 9-0.

SHELBY SCHOOL

MOTION

Ms. Barclay introduced the item. Mr. Frizzell addressed the Board. After discussion, Mr. File made the motion that the Board approve the amendments to the charter contract for Mountain Oak Charter School. Ms. Hoover seconded the motion. Motion carried 8-0 (Absent: Molera).

MOUNTAIN OAK CHARTER
SCHOOL
MOTION

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Ms. Barclay introduced the item. Mr. Beatty addressed the Board. After discussion, Ms. Hoover made the motion that the Board approve the amendments to the charter contract for New Visions Academy. Mr. Alvarez seconded the motion. Motion carried 9-0.

NEW VISIONS ACADEMY

MOTION

Ms. Barclay introduced the item. After discussion, Ms. Hoover made the motion that the Board table until September the second extension for signing a charter contract for COULD Charter School, Learning Unlimited Charter School, and the second extension for signing a charter contract and continuation of holding of a stimulus fund grant for New Age Arts Academy Charter School. Ms. Basha seconded the motion. Motion carried 9-0.

EXTENSION FOR SIGNING COULD
CHARTER SCHOOL, LEARNING
UNLIMITED CHARTER SCHOOL,
NEW AGE ARTS ACADEMY
CHARTER
MOTION

Ms. Barclay introduced the item. Ms. Gaunt addressed the Board. After discussion, Mr. Alvarez made the motion that the Board remand the consideration to issue a charter to Dove Academy back to the subcommittee for a recommendation. Mr. File seconded the motion. Motion carried 9-0.

DOVE ACADEMY

MOTION

Mr. Palmer introduced the item. Dr. Karlin addressed the Board. After discussion, Dr. McLean made the motion that the Board set passing scores for the administrator proficiency examination. Mr. Alvarez seconded the motion. Motion carried 8-0 (Absent: Hoover).

ADMINISTRATOR PROFICIENCY
EXAMINATION
MOTION

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Mr. Palmer introduced the item. After discussion, Dr. Likins made the motion that the Board approve the organizational structure and charge to the standards steering group. Superintendent Molera seconded the motion. Motion carried 7-0 (Absent: File, Hoover).

Mr. Palmer introduced the item. Mr. Kayes addressed the Board. After discussion, Superintendent Molera made the motion that the Board approve the conditional approval of the Arizona Institute of Business and Technology teacher preparation program. Mr. Alvarez seconded the motion. Motion carried 7-0 (Absent: File, Hoover).

Superintendent Molera introduced the item. Mr. Garcia addressed the Board with a overview and the Arizona Department of Education's proposal to the Board related to an implementation process and timeline for administering AIMS. Senator Gnant, Senator Bennett, Mr. Wright, Ms. Gittlman, Ms. Robey, Ms. Luther, Mr. Kaprosy, Dr. Koehler, and Dr. Rabinowitz spoke to the Board during the public comments. Superintendent Molera made the motion that the Board approve an implementation date for the AIMS assessment as a requirement for high school graduation for the class of 2006. Ms. Basha seconded the motion. Motion carried 9-0.

ORGANIZATIONAL STRUCTURE
AND CHARGE TO THE
STANDARDS STEERING GROUP
MOTION

THE ARIZONA INSTITUTE OF
BUSINESS AND TECHNOLOGY
MOTION

ARIZONA'S INSTRUMENT TO
MEASURE STANDARDS (AIMS)
GRADUATION DATE CHANGE
2005 TO 2006

MOTION

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Mr. Palmer introduced the item and presented the Board with information related to the transmission of state teacher certification information pursuant to Title II reporting. There was no action taken at this time.

TITLE II REPORTING

Mr. Emanuel introduced the item. Dr. McLean made the motion that the Board accept the negotiated settlement agreement and place a professional letter of censure in Jerry L. Haas' file. Mr. File seconded the motion. Motion carried 7-0 (Absent: Bankofier, Molera).

CERTIFICATION CASE NO. C-00-124,
JERRY L. HAAS
MOTION

Mr. Emanuel introduced the item. Ms. Lindstrom addressed the Board. After discussion, Dr. McLean made the motion that the Board reject the negotiated settlement presented. Superintendent Molera seconded the motion. Motion carried 5-3 (No: Alvarez, Basha, Likins; Absent: Bankofier).

CERTIFICATION CASE NO. C-99-03,
ELIZABETH LINDSTROM
MOTION

Mr. Emanuel introduced the item. Mr. Pedroza addressed the Board. After discussion, Mr. File made the motion that the Board accept the proposed Negotiated Settlement Agreement and place a letter of censure in Mr. Pedroza's certification file. Superintendent Molera seconded the motion. Motion carried 7-0 (Absent: Bankofier, Basha).

CERTIFICATION CASE NO. C-98-66,
ANTONIO PEDROZA
MOTION

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Mr. Emanuel introduced the item. After discussion, Dr. McLean made the motion that the Board accept the voluntary surrender of the teaching certificate held by Jesse Grijalva and that all states and territories be notified. Ms. Hoover seconded the motion. Motion carried 7-0 (Absent: Bankofier, Basha).

CERTIFIACATION CASE NO. C-01-49,
JESSE GRIJALVA
MOTION

Mr. Emanuel introduced the item. After discussion Dr. McLean made the motion that the Board accept the voluntary surrender of the teaching certificate held by Oscar Meehling and that all states and territories be notified. Mr. File seconded the motion. Motion carried 8-0 (Absent: Bankofier).

CERTIFICATION CASE NO. C-96-07,
OSCAR MEEHLING
MOTION

Mr. Emanuel introduced the item. After discussion Dr. McLean made the motion that the Board accept the voluntary surrender of the teaching certificate held by Mary-Margaret Simpson and that all states and territories be notified. Mr. File seconded the motion. Motion carried 8-0 (Absent: Bankofier).

CERTIFICATION CASE NO. C-97-08,
MARY-MARGARET SIMPSON
MOTION

HEARING

Ms. Velasquez introduced the item stating that this was the time scheduled for the hearing in the matter of Noncompliance with the USFR, Globe Unified School District. Mr. Talenfeld represented the Department of Education and Mr. Dennis provided counsel to the Board. Ms. Haggerty provided the Board information regarding the Auditor

NONCOMPLIANCE WITH USFR,
GLOBE UNIFIED SCHOOL
DISTRICT

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General's Office. Mr. Meany represented the Globe Unified School District after discussion and questioning, Dr. McLean made the motion that the Board grant the Globe Unified School District an extension for until the September 24, 2001 Board meeting, at which time the Board will reconvene the hearing and expect to hear from the Auditor General's office if there have been any efforts on the part of the school district to comply with the USFR. Mr. File seconded the motion. Motion carried 9-0.

MOTION

Ms. Velasquez introduced the item stating this was the time for the hearing related to Marilyn Ruben's teaching certificate. After the introduction, the Department of Education, represented by the Assistant Attorney General Elliott Talenfeld, made an opening statement. Ms. Ruben represented herself and gave her opening statement. Mr. Bankofier allowed both sides to proceed with presentation of evidence and closing remarks. After closing remarks, the Board deliberated on the evidence that was presented. Dr. McLean made the motion that the Board adopt the findings of fact and conclusions of law, resulting in an affirmation of the Board's previous decision in this matter. Superintendent Molera seconded the motion. Motion carried 9-0.

CERTIFICATION CASE NO. 00-07-07,
MARILYN RUBEN

MOTION

Dr. McLean made the motion that the Board go into executive session for legal advice. Mr. File Seconded the motion. Motion carried 9-0.

MOTION

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EXECUTIVE SESSION

Dr. McLean made the motion that the Board return to general session. Mr. File seconded the motion. Motion carried 9-0.

MOTION

MINUTES

Ms. Velasquez introduced the item. Superintendent Molera made the motion that the Board approve the June 25, 2001 minutes. Dr. McLean seconded the motion. Motion carried 6-0 (Absent: Alvarez, File, Hoover).

MOTION

ADJOURNMENT

Mr. Bankofier adjourned the meeting at approximately 4:30 p.m.

Approved by the State Board of Education on

Todd A. Bankofier, President

Jaime A. Molera, Executive Officer